

ASSEMBLY BILL

No. 820

Introduced by Assembly Member Strickland

February 18, 2005

An act to amend Section 14839.1 of the Government Code, relating to public contracts.

LEGISLATIVE COUNSEL'S DIGEST

AB 820, as introduced, Strickland. Public contracts: small business certification.

Existing law requires the Department of General Services, in awarding state contracts for construction, the procurement of goods, information technology, or the delivery of services, to provide a 5% bid preference to a certified small business, as defined, and a certified microbusiness, as defined. Under existing law, the department has the sole responsibility for certifying businesses as small businesses and microbusinesses.

This bill would specify that if a qualified local government, as defined, has certified a business as a small business or a microbusiness, that certification applies for the purposes of the bid preference for state contracts.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 14839.1 of the Government Code is
2 amended to read:

1 14839.1. (a) The department shall have sole responsibility for
2 certifying and determining the eligibility of small businesses and
3 microbusinesses under this chapter.

4 (b) (1) *Notwithstanding any other provision of law, if a*
5 *qualified local government has certified a business as a small*
6 *business or a microbusiness, that certification applies for the*
7 *purposes of this chapter.*

8 (2) *For purposes of this section, “qualified local government”*
9 *means a local governmental entity that uses criteria and review*
10 *processes to certify a business as a small business or a*
11 *microbusiness that are substantially similar to those criteria and*
12 *review processes that are used by the department to certify a*
13 *business as a small business or a microbusiness.*